

BOARD OF SELECTMEN

Minutes of the Meeting of 19 July 2006 at 7:00 PM. The meeting took place in the Court Room, Town and County Building, Nantucket, MA 02554. Members of the Board present were Douglas Bennett, Brian Chadwick, Michael Glowacki, Michael Kopko and Whiting Willauer. Chairman Willauer called the meeting to order at 7:15 PM following a meeting of the County Commission.

Announcements. Police Chief William Pittman read a weather forecast regarding possible rough weather due to a tropical storm scheduled to pass over the area Friday and suggested emergency preparedness actions for boaters especially.

Public Comment.

Chief Pittman clarified regulations as noted on the Nantucket Beach Map and stressed that litter, leash law abuses and "illegal" driving (between 10:00 PM to 6:00 AM) are occurring. He indicated that a private detail is in place to deter improper behavior along the private portion of the Steps Beach area. Beach Manager Jeff Carlson provided additional information and invited any inquiries to come to him.

Health Inspector Richard Ray gave an update on a natural algal discharge via a pipe at Children's Beach, which is not deemed hazardous.

Allen Reinhard thanked the Police Department for its work involving attention to frequent party activity at beaches.

Approval of Minutes of 12 July 2006 at 7:00 PM and 5 July 2006 at 7:00 PM. Mr. Glowacki requested an amendment of the minutes of 12 July 2006 to add "as outlined in his memo of July 6, 2006" on page 2 under Selectmen's Reports/Comments. Mr. Bennett moved to approve the minutes of 12 July 2006 as amended. Mr. Chadwick seconded. So voted unanimously. The Board unanimously consented to the approval of the minutes of 5 July 2006.

Approval of Payroll Warrant for Week Ending 16 July 2006. The Board approved the payroll warrant by unanimous consent.

Approval of Pending Contracts for Week Ending 19 July 2006. The Board approved the pending contracts by unanimous consent.

Public Hearings

1. Public Hearing to Consider the Application for a Public Assembly Permit for Nantucket Cottage Hospital for the Boston Pops Concert Scheduled for August 12, 2006 Related to Potential Change of Venue for Annual Event due to Endangered Species. Chairman Willauer indicated that the matter has been withdrawn by the applicant as there is no longer a need for an alternate location.

2. Public Hearing to Consider the Request for Alteration of Existing Automatic Amusement Devices License of The Brotherhood, Don Kolp, Manager, for the Premises Located at 23 Broad Street. Chairman Willauer opened the public hearing. No one spoke in favor or against the application. Mr. Bennett moved to approve the application. Mr. Kopko seconded. Discussion followed regarding questions of the Board. Mr. Bennett withdrew his motion. Mr. Glowacki moved to continue the public hearing to August 16, 2006. Mr. Bennett seconded. So voted unanimously.

3. Public Hearing to Consider the Application for Entertainment and Automatic Amusement Licenses for CJ Roche, Inc. dba Captain Tobey's Chowder House, Christopher Roche, Manager, for the Premises Located at 20 Straight Wharf. Chairman Willauer opened the public hearing and Chris Roche spoke in favor. No one spoke in opposition. Tom McGlinn asked for consideration regarding keeping the "sound down." Discussion followed on the application as filed, which indicated "no amplification" and the request for the use of a karaoke machine. Mr. Roche indicated that the intent would no longer be to have the "nightclub atmosphere" of the past and spoke in support of being a good neighbor. Mr. Kopko suggested the applicant talk to the neighbors and discussion followed on the definition of "extreme noise" levels. Mr. Chadwick spoke in support of the application and referred to the noise bylaw to handle any issues down the road. Chairman Willauer closed the public hearing. Mr. Chadwick moved to approve the application and to review in a year if necessary. Mr. Glowacki moved to amend the motion to omit approval of the karaoke portion of the application. Mr. Bennett seconded. So voted unanimously.

4. Public Hearing to Consider Fee Increase for "Hard-To-Handle" Waste Items and To Include Residential/Household Construction and Demolition Waste in the Commercial C & D Rate (tabled from June 21, 2006). Mr. Glowacki moved to continue the public hearing to August 16, 2006. Mr. Kopko seconded. So voted unanimously.

5. Public Hearing to Consider Annual Consumer Price Index Increases for All Landfill User Fees. Chairman Willauer opened the public hearing. Mr. Kopko inquired about the possibility of making the increase higher; Mr. Chadwick advised the Board of the contract. Mr. Chadwick moved to accept the CPI for all landfill fees as recommended. Mr. Kopko seconded. Mr. Willett noted that the proposed fee for the C&D would remain the one voted previously by the Board on 17 May 2006. Mr. Glowacki moved to continue the public hearing to August 16, 2006. Mr. Kopko seconded. So voted unanimously.

6. Public Hearing for Appeal from Harvey P. Eisen and Andrea Herron of Historic District Commission Approval of Certificate of Appropriateness Number 48337 with Respect to Property Located at 67 Quidnet Road, Nantucket, Massachusetts. Chairman Willauer indicated that the matter has been withdrawn.

Town Administrator's Report. None.

Selectmen's Reports/Comments.

1. Action on Proposal to Change Weekly Selectmen's Meeting Time From 7:00 PM to 6:00 PM. Mr. Bennett moved that the time change begin July 26, 2006. Mr. Kopko seconded. Discussion followed on the public input regarding the matter. Mr. Kopko, Mr. Chadwick, Mr. Bennett and Chairman Willauer voted in favor. Mr. Glowacki was opposed. So voted.

2. Determination on Plan of Action and Milestones for Certain Objectives Associated with Selectmen Goals. Chairman Willauer gave a presentation outlining his suggestions on specific plan of action items. Discussion followed on goals setting sessions and the Board's agreement on the broad goals but the variation of views on specific measurements of these. Mr. Glowacki noted

the importance of working from the agreed-on common ground and that the July 14, 2006 meeting minutes indicated adoption of the goals and that subsequent modifications have since been presented. He asked for advance notice of discussion items being provided to the Board. Chairman Willauer indicated that the Board had not agreed on the measurement items as "embedded" in the current modification and agreed to provide objectives prior to the meetings. The Board consented to continue the discussion next week.

The Chairman invited public comments. Phil Gallagher suggested the Board decide now about what it wants to place on future agendas beyond next week rather than go week to week.

The meeting adjourned at 8:38 PM.

Approved the 9th day of August 2006.